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Attorney Docket No.: 26753U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

YACHIA, *et al.*

Conf. No.: 1745

Application No.: 10/533,639

Art Unit: 3767

Filed: November 15, 2005

Examiner: Laura C. Schell

For: **IMPLANTABLE MEDICAL DEVICE FOR CONTROLLED RELEASE OF SUBSTANCE**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE AND AMENDMENT UNDER 37 C.F.R. 1.116

Dear Commissioner:

This paper is being filed responsive to the Final Official Action mailed October 23, 2009 ("Official Action"), before the Shortened Statutory due date of January 23, 2010.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 11 of this paper.

Conclusion begins on page 17 of this paper.